

**IN THE UNITED STATES DISTRICT COURT FOR  
THE EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

MONSANTO COMPANY, PHARMACIA, LLC,  
and SOLUTIA, INC.,

Plaintiffs,

v.

MAGNETEK, INC.,  
GENERAL ELECTRIC CO.,  
PARAMOUNT GLOBAL,  
KYOCERA AVX COMPONENTS  
CORPORATION,  
CORNELL-DUBILIER ELECTRONICS, INC.  
And THE GILLETTE COMPANY LLC,

Defendants.

Case No. 4:23-cv-00204-HEA

Jury Trial Demanded

**DEFENDANT THE GILLETTE COMPANY LLC'S MOTION TO DISMISS  
PLAINTIFFS' FIRST AMENDED PETITION**

Defendant The Gillette Company LLC ("Gillette") respectfully moves to dismiss Plaintiffs' First Amended Petition under Federal Rules of Civil Procedure 12(b)(2) and 12(b)(6). This Court lacks personal jurisdiction over Gillette; Plaintiffs fail to state a claim upon which relief may be granted under Count I; the statute of limitations and the economic loss doctrine bar Count V; and Plaintiffs cannot collect attorney's fees, costs, and expenses under Counts I and II for those incurred prior to May 13, 2022. Gillette has filed a supporting memorandum with this Motion which it incorporates by this reference.

Respectfully submitted,  
BERRY SILBERBERG STOKES PC

/s/ Robert P. Berry

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**CERTIFICATE OF SERVICE**

I certify that on May 1, 2023, a true and accurate copy of the foregoing was filed with the Court via CM/ECF, which will send a notice of electronic filing to all counsel of record.

/s/ Robert P. Berry